



JANET T. MILLS  
GOVERNOR

STATE OF MAINE  
DEPARTMENT OF MARINE RESOURCES  
21 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0021

PATRICK C. KELIHER  
COMMISSIONER

## Shellfish Harvesting Area Classification – Notification of Changes

August 1, 2022

**This notice is in effect until repealed or replaced.**

Under the authority of 12 M.R.S.A. § 6172; the Commissioner has made the following changes to Growing Area WU, Pleasant Point (Cushing) to Marshall Point (Port Clyde); this notice reclassifies areas around Port Clyde harbor from Prohibited to Approved due to water quality meeting approved standards and reclassifies portions of the upper bay, St. George River from Conditionally Restricted to Prohibited due to a calculation of the 300:1 toxic mixing zone and from Conditionally Restricted to Conditionally Approved due to water quality meeting approved standards based on rainfall, astronomical high tide, and wastewater treatment plant conditions during the open status. An interactive map that allows the user to zoom in to specific areas can be found on the ME DMR website: <https://www.maine.gov/dmr/shellfish-sanitation-management/maps/index.html>. All existing pollution and biotoxin closures remain in effect.

The boundary descriptions of the area are as follows (struck text is being removed and underlined text is being added):

Prohibited: Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops taken from the shores, flats and waters of the following Prohibited areas:

- P1. St. George River (Thomaston): north and west of a line beginning at a red painted post located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane running northeast to a town maintained marker buoy in the channel then continuing north-northeast to the train trestle on the eastern shore of Mill River. ~~located below the bend in Sunrise Terrace Road (Thomaston); then running east to green navigational beacon #21; then running northwest to a red painted post located on the shore east of the piling ruins which are on the east side of the old maritime museum.~~
- P2. Mill River (Thomaston): ~~north of the railroad trestle.~~
- P2. Maple Juice Cove (Cushing): north of a line beginning at the south end of the point at Sheep Point Lane, Cushing, extending to the southern tip of the un-named point on the opposite shore.
- P3. Maple Juice Cove (Cushing): north of a line beginning at the south end of the point at Sheep Point Lane, Cushing, running west to the eastern most point of land on the opposite shore.
- P4. The Narrows (St. George and Cushing): inside of a line beginning at the point of land at the northern end of Teel Cove (St. George), then extending north to the north tip of Hawthorne

Point (Cushing), then extending east to the tip of the unnamed point at the end of Duncan Lane on Otis Point, St George.

- P5. Maple Juice Cove (Cushing): inside of a line beginning at a red painted post on the west side of Burton Point, extending south to Green Can #7, then northeast to the dock at the end of Hawthorne Point Rd. located on the east side of Burton Point.
- P6. Gay Island, (Cushing): east of a line beginning at the narrowest portion of Gay Island, then running southwest to the southernmost tip of the unnamed point of land at the northeast end of Gay Cove.
- P7. Deep Cove (St. George): inside of a line beginning at the western tip of the un-named point northeast of the point at the end of Crazy Point Lane then extending southwest to the tip of the point at the end of Crazy Point Lane then continuing southwest to the north end of Caldwell Island, then extending east to the point of land in Deep Cove at the end of Deep Cove Lane.
- P8. Caldwell Island: beginning at the unnamed point on the southwest end of the island and continuing along the shore in an easterly direction around the southern end of the island 500 feet east of the house on the southern end of the island.
- P9. Hupper Island, St. George: south of a line drawn from the tip of Hupper Point running west to red nun navigational aid #2; AND east of a line beginning at red nun navigational aid #2 running southeast to a red painted post at the western edge of an unnamed prominent cove on the western side of Hupper Island; AND east of a line beginning at a red painted post on the eastern tip of Hupper Island running southeast to mainland shore at the end of Cottage Road. ~~inside of a line drawn southwest from the tip of Hupper Point, St George, to the red nun navigational aide #2 at "Channel Rock" and continuing southwest to red spindle #10 at "Old Horse Ledge" and then continuing northeast to the southern tip of Marshall Point, Port Clyde.~~
- P10. McGee and Barter Islands: north of a line drawn from the southwestern most point on McGee Island to the unnamed point on the western shore of Barter Island AND west of a line drawn from the most southeastern point on McGee Island to the most northeastern point on Barter Island.

Restricted: Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Restricted area without a special MDMR permit:

- R1. Wiley Cove (Cushing): west of a line extending southwest from the east tip of Bailey Point to a red painted post located on the east tip of the un-named point southwest of Bailey Point.
- R2. Unnamed Pt. to Hawthorne Pt. (Cushing): west of a line extending southwest from a red painted post located on the east tip of the un-named point southwest of Bailey Point to the north tip of Hawthorne Pt. Cushing.
- R3. The Narrows (St. George and Cushing): west of a line beginning at the point of land at the northern end of Teel Cove (St. George) running north to the north tip of Hawthorne Point (Cushing); AND east of a line beginning at the Green Can #7 running northeast to a red painted post on the east side of Burton Point; AND north of a line running east from Teel Cove to Green Can #7.

- R4. Eastern Otis Cove (St George): south of a line beginning at a red painted post on the shore at the end of Fire Rd 313 running northwest to the point of land at the end of Kallio Cove Rd.
- R5. Otis Cove (St George): south of a line drawn across the most narrow portion of the western cove in Otis Cove, St George.

Conditionally Restricted (WWTP & Seasonal): Effective immediately, because of proximity to a WWTP and seasonal pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Conditionally Restricted area(s) following a malfunction/CSO event at the Thomaston Wastewater Treatment Plant AND during the closed dates. Harvest in this area during the open status is allowed only with a special MDMR permit.

- CR1. St. George River (South Thomaston): south of a line beginning at a red painted post at the tip of Hospital Point running southeast to a red painted post on the opposite shore (closed January 1<sup>st</sup> through April 30<sup>th</sup>). ~~south of the railroad trestle that crosses the Mill River; AND south and east of a line beginning at a red painted post, located below the bend in Sunrise Terrace Road (Thomaston); then running east to green navigational beacon #21; then running northwest to a red painted post located on the shore east of the piling ruins which are on the east side of the old maritime museum; AND north of a line beginning at a red painted post located at the bottom of the stairs at the end of Bobolink Lane (Thomaston); then running southeast to a red painted post located at the northern-most tip of Hospital Point (South Thomaston) (closed January 1<sup>st</sup> through March 31<sup>st</sup>).~~

Conditionally Approved (WWTP & Rainfall & Tide): Effective immediately, because of proximity to a WWTP, intermittent pollution due to rainfall, and seasonal pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) from the shores, flats and waters of the following Conditionally Approved area(s) following a malfunction/CSO event at the Thomaston Wastewater Treatment Plant AND when rainfall meets or exceeds 1" within a 24 hour period between May 1<sup>st</sup> and November 30<sup>th</sup> AND when predicted tidal heights exceed +11 feet between October 1<sup>st</sup> and November 30<sup>th</sup>. For current status, please refer to the Statewide Conditional Area Closure Notice on the DMR website:

<https://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.html>

- CA1. St. George River (Thomaston, South Thomaston): north of a line beginning at a red painted post, located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane (Thomaston), then running southeast to a red painted post, located at the northern-most tip of Hospital Point (South Thomaston), then continuing southeast to a red painted post on the opposite shore (South Thomaston); AND east of a line beginning at a red painted post located approximately 120 yards northeast of the bottom of the stairs at the end of Bobolink Lane running northeast to a town maintained marker buoy in the channel then continuing north-northeast to the train trestle on the eastern shore of Mill River (closed January 1<sup>st</sup> through April 30<sup>th</sup>).
- CA2. St. George River (Cushing, South Thomaston): south of a line beginning at a red painted post, located approximately 120 yards northeast of ~~at~~ the bottom of the stairs at the end of Bobolink Lane (Thomaston), then running southeast to a red painted post, located at the northern-most tip of Hospital Point (South Thomaston); AND north of a line beginning at a red painted post located on the shore approximately 135 yards west from the end of Rocking Horse Lane (St. George) running northwest to a red painted post on the opposite shore approximately 125 yards northeast of Fire Rd.

Approved: All other shores, flats and waters not described in the above sections are Approved and it is lawful to dig, take or possess any clams, quahogs, oysters, mussels or whole or roe-on scallops (from aquaculture leases with an MOU only) when in the open status. For current status, please refer to the Biotoxin and Emergency Closure Notices on the DMR website: <https://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.html>

A. Growing Area WU.

If you have questions, please contact Department of Marine Resources, 194 McKown Point Road, West Boothbay Harbor, Maine 04575-0008, Tel: (207) 633-9500 Email: [DMRPublicHealthDiv@maine.gov](mailto:DMRPublicHealthDiv@maine.gov). During weekends/holidays, contact on duty Marine Patrol Officers through the appropriate State Police barracks: from New Hampshire border to Brunswick, barracks 1-800-228-0857; from Cushing/Boothbay to Lincolnville/Belfast area, barracks 1-800-452-4664; from Belfast to Canadian border, barracks 1-800-432-7381. This notice can be viewed on the Department's website at: <https://www.maine.gov/dmr/shellfish-sanitation-management/closures/index.html>. This information is also recorded on our HOTLINE (207- 624-7727 OR 1-800-232-4733).



Bryant Lewis  
Western Maine Growing Area Supervisor  
Commissioner's Designee

11:00 AM \_\_\_\_\_  
(Effective Time)